

In re Application of:  
Scheele and Hildreth  
Application No.: 10/625,090  
Filed: July 22, 2003  
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PATENT  
Atty Docket No.: JHU1710-4

### REMARKS

This amendment is in response to the Notice of Non-Responsive Amendment mailed January 30, 2007. It was alleged that in the response filed October 26, 2006 Applicants omitted a listing of the claims readable on the elected invention and species. Applicants elected Group IV, claims 23-68, and species, HSV 1.

Claims 1-27 and 63-69 have been canceled without prejudice or disclaimer for being drawn to a non-elected invention. Claims 50-51, 55-56 and 58-59 have been withdrawn for being drawn to a non-elected species. New claims 70-72 have been added and are supported by original claim 46, 48 and 49. Subsequent to the entry of this amendment, claims 28-49, 52-54, 57, 60-63 and 70-72 will be pending and at issue. The amendment is fully supported by the specification and original claims and adds no new matter.

No fee is deemed necessary with the filing of this paper. However, the Commissioner is hereby authorized to charge any fees that are required, or credit any overpayments to Deposit Account No. 07-1896 referencing the above-identified attorney docket number. A copy of the Transmittal Sheet is enclosed.

Respectfully submitted,



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